

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOSHUA GREENMAN,

Plaintiff

v.

GENE BERDANIER, *et al.*,

Defendants

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CIVIL NO. 3:18-CV-0447

(Judge Caputo)

O R D E R

**AND NOW**, this **29th** day of **MARCH 2019**, for the reasons set forth in the Court's memorandum of the same date, it is hereby **ORDERED** that:

1. This action is **DISMISSED** pursuant to [Federal Rule of Civil Procedure 41\(b\)](#) due to Plaintiff's failure to prosecute and failure to comply with court order.
2. Defendants' motion for summary judgment (ECF No. [15](#)) is **DISMISSED** as moot.
3. The Clerk of Court is directed to **CLOSE** this case.
4. Any appeal from this order is **DEEMED** frivolous and not in good faith. See [28 U.S.C. § 1915\(a\)\(3\)](#).

/s/ A. Richard Caputo

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**A. RICHARD CAPUTO**  
United States District Judge